Reserve

G. R. S. IX-5]

Previous references.

Lol 132-17(66)
Registration 25-12(14-4)
" 14-15(1-9)

1918.
(A5)

File No. 179-18

Serial Nos. 164.

Later references.

Lols 1-19(1-8)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. Four

Part B for May 19.

SUBJECT.

Sanction to prosecute Mr Ramadasappa Amildar of Yelandur

(L & A) To, The Petitioner
No 9 26654 Dt 28.5.19
Returning the petition herein

Dw 21-6

W D 1250—GPB—30,000 - 28-1-19

G. R. S. III-1] 1918-19

GENERAL AND REVENUE SECRETARIAT

(Courts)

NOTES.

File No. 179-18

FILE HEADING.

Sanction to prosecute Mr. Ramadeappa, amildar of Yelandur

From

M. G. Siddalingappa, Mandalli

No. Petition Dated 9-1-19. Received

Diary No. G. 9439 Enclos. 1 Spare Copies. [Serial No. 1

BRIEF ABSTRACT OF LETTERS.

Submits a complaint petition against Mr. Ramadeappa, amildar of Yelandur and requests sanction under S. 197 Cr. P. C to lodge the complaint.

NOTES AND ORDERS.

~~Submit for orders.~~ Sanction under S. 197 ~~9-1-19~~ Cr. P. C is required in the case of "Public servants not removable from office without the sanction of Govt" The service of Mr. Ramadeappa have been last

NOTES—First Sheet.

Serial No.

~~permanently~~ sent permanently to the Jagirdar of Gelandur.

c) It is a point for orders if, under those circumstances, Mr. Ramadasappa is a public servant ~~for~~ the purpose of S. 197 Cr. P. C.

d) The question of defining the respective powers of the Jagirdar and the Govt is pending before Govt. Submd. for orders.

29/1/19.

4) The acts alleged were not done by the accd. Amildar while acting as a public servant. S. 197 Cr. P.C. applies only to those cases in which the offence charged is an offence which can be committed by a public servant only, i.e., in which his being a public servant is a necessary element in the offence. This view is supported by decisions of the Indian High Courts & of the Mysore & Coorg Court.

Hence no sanction seems to be necessary to lodge a Complaint in the matter.

Please put up the books noted in the Slip

D.M. 1/2

15 Mysore & Coorg Court Reports p. 126

24 " " 16

NOTE—Contn. sheet.

WD A 1789—GPB—60,000—20-3-18—S.

G. R. S. III-2]

General and Revenue Secretariat.

C/ File No. 179 of 1918.

Serial No.

But I think it is necessary to call for a report so that the Amildar's version may also be heard before a decision is arrived at.

(1) When is the G.C. permanently transfd his services to the Jehagir?

(2) In what respects has the Govt retained control over the affairs of the Jehagir?

(3) Why not the D.C. Mysore be asked to forwd a report in the matter?

D. 16/2

6) (1) Subd with the references.

(2) It has been ascertained from the Rev. Secty. that so far as magisterial functions are concerned Dy. Commr. Mysore Dist. Board has powers of control over the Amildar of Yelandur.

(3) Draft to the Dy. Commr. Mysore is also put up calling for a report in the matter.

86/18/2

AM 14/2

6) If appd, the draft calling for a report will issue.

this act).

D. 16/2

7) The gist of the complaint is that the Ramadasappa abused & assaulted the petitioner. Those are not acts in regard to which sanction is needed to lodge a complaint.

NOTE—Contn. sheet.

WD A 1789—GPB—60,000—20-3-18—S.

G. R. S. III-2]

General and Revenue Secretariat. | C.S File No. 179 of 1918.

Serial No.

1 I see no need to call for a report from the D.M. The petr. may be told that sanction is necessary.
1st member
C.S. 28/2/19
D.M. 19/2

2 It is better to have the facts before us first. The draft is revised by me
C.S. 20/2/19
Issue
D.M. 20/2/19
To
The D.M. Mysore
G. 15581 of 25-2-19
Requests to furnish early with a report in the matter of a Complaint against the Amildar of Yelandur
10. The report has not yet been received. Enclo. with a draft reminder as already directed
Sd
27/3.
D.M. 29/3.
22422 of S.C.S.

3 From The D.M. Mysore
Dy. No. 623 27-4-19
Forwards the report of the Amildar in the matter of...

NOTE—Contra. sheet.

1/3 A.R.
JAN 1919

General and Revenue Secretariat. | C/S File No. 179 of 1918

Serial No.

Statement of the complainant in this circle requesting the dropping of the matter & the return of the petition.

Order with a draft endorsement to the petitioner returning the complaint petition for approval or other order.

Sd/ The petitioner seems to have been married about six months ago & the now appears for the hasty action taken by him in towards the application now.

Draft endorsement is put up for perusal before issue.

D. M. 1/5/19

I Member

It would have been more satisfactory if the statement had been recorded by some officer other than the one complained against. However it is unnecessary to keep the matter further pending. The end may come.

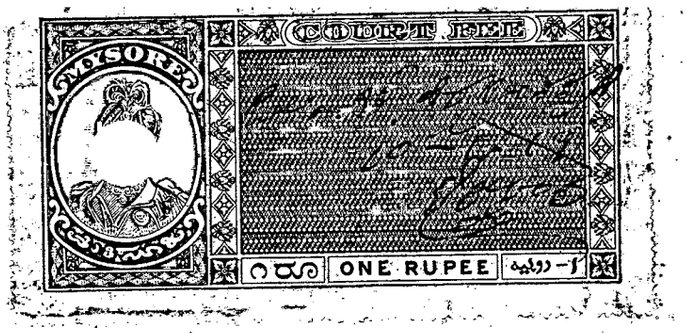
16/5/19

Issue D. M. 1/5/19

The petitioner no. S. 26654928-5-19 returns the petition to him

C.H. 111 PROTECTORATE HQ. 17 JUN 1919

NOTE.—Contn. sheet. 4.8



GEN. & REV. SECTT.
Rev Sec
15 JAN 1919

No 2185

Q9439

To
The Chief Secretary
Govt of Mysore
Bangalore

Sir,

I beg to submit herewith a complaint petition against the Amildar Mr. Rama-dasappa of Yelandur Taluk. The occurrence took place within the jurisdiction of Yelandur Taluk. The City Magistrate of Mysore exercises Criminal — jurisdiction over the above Taluk.

Under sec 197 of the Criminal Procedure Code I think Sanction is necessary.

to lodge a Complaint
against a public servant.
so I pray that your will
be pleased to obtain
sanction of the Govt
and intimate to me
at your early convenience
the Complaint petition
may be returned.

I beg to remain,
Honored Sir,
your most obedient
Servant,

M. G. Siddalingappa
Son of Gurusiddappa.
Mamlatdar,
Yelandur Taluk,
Mysore Dist.

9.1.19

G. R. S. VI—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

Section C5

File No. 179–18

Serial No. 2

GENERAL AND REVENUE SECRETARIAT,

( )

, *the* 191 .

No. G/8581(2)

Date of issue..... 25/2/19

Signed by..... M.?. O. M.

To

The Dt. magistrate

mysore

Sir,

In forwarding

with its enclosure

herewith the petition received

from one Dr. E. Siddalingappa

Yelandur Tk.

of Iramballe requesting

to lodge a complaint

Sanction to prosecute

against

the Amildars of Yelandur,

I am directed to request

you to be so good as to

furnish GOI with a

forward to your report in

over.

(To be returned when done with)

Typed

G. R. S. V1—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

GENERAL AND REVENUE SECRETARIAT

( )

, *the* 191 .

Date of issue 3/4/19

Signed by M. S. Rao

Reminder

Section Cl

File No. 172-18

Serial No. 3

No. G 22422

To

The Dt. Magistrate, Mysore

Sir,

I am directed to invite reference to this office letter No. G. 18587 CL 179-D-2 Dt 25-2-1919 calling for a report in the matter of the petition of one M. G. Siddalingaiyaswamy and the lodging of a complaint against the Amildar of Yelandur, and to request

over.

CL 4/3

D2 Dis No. 623 and
715-19

Office of the District Magistrate,
Mysore District.
Dated, Mysore, 27th April 1919.

15830

From

T. Chokkanna, Esquire, B.A.,
District Magistrate,
Mysore District.

es
179-18
3.

To

C.S. Balasundaram Iyer, Esquire, B.A.,
Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore.

Sir,

In reply to your No. G.22422 dated 3rd April 1919 forwarding for report a petition with a complaint petition from one Siddalingappa asking for permission to lodge a complaint against the Amildar of Yelandur, I have the honor to state that the reference in question was received by me when in camp at Kyathedevaragudi and was shown to the Amildar who was then in attendance on me. He denied the whole matter and gave me his verbal version of the affair. The petition was sent to him for such remarks as he may wish to make.

He has now sent in his report copy of which I enclose for reference. He has also sent in the statements of the complainant petitioner and his uncle requesting the dropping of the matter and the return of the complaint petition. These statements are submitted in original together with the enclosure received with your communication under reply.

I have the honor to be,
Sir,
Your most obedient servant,

District Magistrate,
Mysore District.

A.N.

63430

WD 0468—GPB—3,00,000—21-7-17—S.

191

From

The District Magistrate,

Kysore District.

To

The Chief Secretary to Govt.,

Bangalore.

Dated 27th April 1919.

Despatched 30th April 1919

Received

General No. 42 Dis 02 6[illegible]

No.

Enclosure No. 5

Submitting a report in the matter of the petition of one Siddalingappa re the lodging of a complaint against the Amildar of Yelandur.

Letter dated 8th April 1919, from the Amildar of Yelandur Taluk, to the District Magistrate, Mysore District.

With reference to your order No. R.O.C.1129/J.18-19 dated 6th March 1919 calling for any explanation that I may wish to submit in the matter of the complaint as preferred to Government against me by one M.G. Siddalingappa of Mambhalli, Yelandur Taluk I beg to submit as follows:-

1. The petitioner is a young boy of 18 years of age, who is still under the wardship of his maternal uncle M. Madappa of Gundagala, Kollegal taluk. On learning that his nephew had been seduced by a few wicked men of Palya village, Kollegal to send some petition against me, Madappa came up to me again and again to express regret for his boy's folly and to ask for my forgiveness, but added that he was unaware of the contents of the petition or the office it was sent to. I could not be sure of his bonafides until the 29th ultimo when he and his boy appeared before me after ascertaining that the petition had been referred to me for report and gave their statements which are herewith submitted for favour of perusal and submission to Government. The statements speak for themselves as to the true facts of the case and the circumstances which led up to the despatch of the petition to Government and are concluded with a prayer for mercy and forgiveness to be vouchsafed in kind and gracious consideration of the boy's youth and inexperience and for kind return of the petition under reference.

2. I am glad I am thus spared the unpleasant delicacy of having to say anything in my own behalf to meet a false and annoying charge for which the boy petitioner seems to have evidently been but a name-lender. The boy looks innocent but is in bad company. He may kindly be reprimanded and forgiven on this occasion as it is not yet too late for him to mend his

his ways.

3. The one main reason that I can assign for Kollegal conspiracy against me is that Kollegal people in general and Palya people in particular are smarting under the rigour of strict measures employed in this taluk to prevent all exportation of food-grains to Kollegal.

4. During my long service of over 22 years in 6 Districts this is the only solitary instance I have had of being maligned by calumny or slander. I, however, rejoice that truth has at last been admitted by the petitioner himself.

"C O P Y"

V S Vasudeva Rao

For Deputy Commissioner,

Mysore District.

ಅಂಚೆಪೆಟ್ಟಿಗೆಯಲ್ಲಿ ಹಾಕಿದ್ದೇನೆ.

29-3-1919.

ಪ್ರಿಯ ಸ್ನೇಹಿತರೆ,

ನಿಮ್ಮ ಪತ್ರ ಬಂದು ಬಹಳ ದಿನಗಳಾಯಿತು. ಉತ್ತರ ಬರೆಯಲು ಸಮಯ ಸಿಕ್ಕಲಿಲ್ಲ. ಇಂದು ಸಂಜೆ ಸಿಕ್ಕಿತು. ಆದ್ದರಿಂದ ಬರೆಯುತ್ತಿದ್ದೇನೆ. ಕ್ಷಮಿಸಿರಿ. ಮೊನ್ನೆ ಶನಿವಾರ ಸಂಜೆ ಬೆಂಗಳೂರಿಗೆ ಬಂದೆ. ಸೋಮವಾರ ಬೆಳಿಗ್ಗೆ ಹೊರಟು ಮಂಗಳವಾರ ಸಂಜೆ ಇಲ್ಲಿಗೆ ಬಂದೆ. ಮಾರ್ಗದಲ್ಲಿ ಯಾವ ತೊಂದರೆಯೂ ಆಗಲಿಲ್ಲ. ಆದರೆ ಬೆಂಗಳೂರಿನಲ್ಲಿ ಸೋಮವಾರ ಬೆಳಿಗ್ಗೆ ಸ್ವಲ್ಪ ಮಳೆ ಬಂದಿತ್ತು. ಆದ್ದರಿಂದ ಸ್ವಲ್ಪ ಕೆಸರಾಗಿತ್ತು. ಆದರೆ ಅಷ್ಟೇನೂ ತೊಂದರೆಯಾಗಲಿಲ್ಲ. ಮಂಗಳವಾರ ಬೆಳಿಗ್ಗೆ ಇಲ್ಲಿ ಸ್ವಲ್ಪ ಮಳೆ ಬಂದಿತ್ತು. ಆದ್ದರಿಂದ ಸ್ವಲ್ಪ ಕೆಸರಾಗಿತ್ತು. ಆದರೆ ಅಷ್ಟೇನೂ ತೊಂದರೆಯಾಗಲಿಲ್ಲ. ಮಂಗಳವಾರ ಸಂಜೆ ಇಲ್ಲಿಗೆ ಬಂದೆ. ಮಾರ್ಗದಲ್ಲಿ ಯಾವ ತೊಂದರೆಯೂ ಆಗಲಿಲ್ಲ. ಆದರೆ ಬೆಂಗಳೂರಿನಲ್ಲಿ ಸೋಮವಾರ ಬೆಳಿಗ್ಗೆ

ಪೂಜ್ಯಶ್ರೀ ಗುರುಪಾದರವರಿಗೆ ಭಕ್ತಿಪೂರ್ವಕ ನಮಸ್ಕಾರಗಳು. ಅಮೃತ ಮಹೋತ್ಸವ ಸಮಾರಂಭಕ್ಕೆ ಬರಲಾಗದಿರುವುದಕ್ಕೆ ಅತ್ಯಂತ ವಿಷಾದವಿದೆ. ಆದರೆ ಅನಿವಾರ್ಯ ಕಾರಣಗಳಿಂದ ಬರಲಾಗುತ್ತಿಲ್ಲ. ಆ ಸಮಾರಂಭವು ಅತ್ಯಂತ ವೈಭವದಿಂದ ನೆರವೇರಲಿ ಎಂದು ಹಾರೈಸುತ್ತೇನೆ.

ಇಂದು 18 ನೇ ತಾರೀಖು ಮಧ್ಯಾಹ್ನ ಸಮಯಕ್ಕೆ ಸರಿಯಾಗಿ ಶ್ರೀಮಠದ ಪೂರ್ವಾಶ್ರಮದ ಸಹೋದರರಾದ ಶ್ರೀ ಮಲ್ಲಿಕಾರ್ಜುನಯ್ಯನವರು ಕಾಲವಶರಾದರು. ಅವರ ಸ್ವರ್ಗಸ್ಥರಾದ ತಂದೆಯವರಾದ ಶ್ರೀ ಮಲ್ಲಯ್ಯನವರು ಸಹ ಇದೇ ತಿಂಗಳಲ್ಲಿ ಸ್ವರ್ಗಸ್ಥರಾಗಿದ್ದರು. ಈ ಎರಡು ಅಗಲಿಕೆಗಳಿಂದ ಶ್ರೀಮಠದ ಕುಟುಂಬಕ್ಕೆ ಆಗಿರುವ ನಷ್ಟವು ಅಪಾರವಾದುದು. ಅವರ ಆತ್ಮಕ್ಕೆ ಶಾಂತಿ ಸಿಗಲಿ ಎಂದು ಪ್ರಾರ್ಥಿಸುತ್ತೇನೆ. ಅವರ ಕುಟುಂಬದವರಿಗೆ ಈ ದುಃಖವನ್ನು ಭರಿಸುವ ಶಕ್ತಿಯನ್ನು ಕರುಣಿಸಲಿ ಎಂದು ಪ್ರಾರ್ಥಿಸುತ್ತೇನೆ. ಈ ಸಂದರ್ಭದಲ್ಲಿ ಅವರ ಕುಟುಂಬದವರಿಗೆ ಸಾಂತ್ವನ ಹೇಳಲು ಮತ್ತು ಅಂತ್ಯಕ್ರಿಯೆಯಲ್ಲಿ ಭಾಗವಹಿಸಲು ಶ್ರೀ ಮಹಾಂತ ಸ್ವಾಮಿಗಳವರನ್ನು ಕಳುಹಿಸಿಕೊಡಲಾಗಿದೆ. ಅವರು ಇಂದು ಸಂಜೆ ಹಿಂತಿರುಗಿ ಬರುವರು. ಅವರಿಂದ ಎಲ್ಲ ವಿವರಗಳನ್ನು ತಿಳಿಯಬಹುದು. ಅಂತ್ಯಕ್ರಿಯೆಯ ಸಮಯದಲ್ಲಿ ಅಲ್ಲಿ ಸೇರಿದ್ದ ಜನಸಮೂಹವನ್ನು ನೋಡಿ ಅವರ ಜನಪ್ರಿಯತೆಯ ಬಗ್ಗೆ ಅರಿವಾಯಿತು. ಅವರ ಆತ್ಮಕ್ಕೆ ಶಾಂತಿ ಸಿಗಲಿ ಎಂದು ಪ್ರಾರ್ಥಿಸುತ್ತೇನೆ. ಅವರ ಕುಟುಂಬದವರಿಗೆ ಈ ದುಃಖವನ್ನು ಭರಿಸುವ ಶಕ್ತಿಯನ್ನು ಕರುಣಿಸಲಿ ಎಂದು ಪ್ರಾರ್ಥಿಸುತ್ತೇನೆ. ಈ ಸಂದರ್ಭದಲ್ಲಿ ಅವರ ಕುಟುಂಬದವರಿಗೆ ಸಾಂತ್ವನ ಹೇಳಲು ಮತ್ತು ಅಂತ್ಯಕ್ರಿಯೆಯಲ್ಲಿ ಭಾಗವಹಿಸಲು ಶ್ರೀ ಮಹಾಂತ ಸ್ವಾಮಿಗಳವರನ್ನು ಕಳುಹಿಸಿಕೊಡಲಾಗಿದೆ. ಅವರು ಇಂದು ಸಂಜೆ ಹಿಂತಿರುಗಿ ಬರುವರು. ಅವರಿಂದ ಎಲ್ಲ ವಿವರಗಳನ್ನು ತಿಳಿಯಬಹುದು. ಅಂತ್ಯಕ್ರಿಯೆಯ ಸಮಯದಲ್ಲಿ ಅಲ್ಲಿ ಸೇರಿದ್ದ ಜನಸಮೂಹವನ್ನು ನೋಡಿ ಅವರ ಜನಪ್ರಿಯತೆಯ ಬಗ್ಗೆ ಅರಿವಾಯಿತು. ಅವರ ಆತ್ಮಕ್ಕೆ ಶಾಂತಿ ಸಿಗಲಿ ಎಂದು ಪ್ರಾರ್ಥಿಸುತ್ತೇನೆ. ಅವರ ಕುಟುಂಬದವರಿಗೆ ಈ ದುಃಖವನ್ನು ಭರಿಸುವ ಶಕ್ತಿಯನ್ನು ಕರುಣಿಸಲಿ ಎಂದು ಪ್ರಾರ್ಥಿಸುತ್ತೇನೆ. ಈ ಸಂದರ್ಭದಲ್ಲಿ ಅವರ ಕುಟುಂಬದವರಿಗೆ ಸಾಂತ್ವನ ಹೇಳಲು ಮತ್ತು ಅಂತ್ಯಕ್ರಿಯೆಯಲ್ಲಿ ಭಾಗವಹಿಸಲು ಶ್ರೀ ಮಹಾಂತ ಸ್ವಾಮಿಗಳವರನ್ನು ಕಳುಹಿಸಿಕೊಡಲಾಗಿದೆ. ಅವರು ಇಂದು ಸಂಜೆ ಹಿಂತಿರುಗಿ ಬರುವರು. ಅವರಿಂದ ಎಲ್ಲ ವಿವರಗಳನ್ನು ತಿಳಿಯಬಹುದು. ಅಂತ್ಯಕ್ರಿಯೆಯ ಸಮಯದಲ್ಲಿ ಅಲ್ಲಿ ಸೇರಿದ್ದ ಜನಸಮೂಹವನ್ನು ನೋಡಿ ಅವರ ಜನಪ್ರಿಯತೆಯ ಬಗ್ಗೆ ಅರಿವಾಯಿತು.

ಇದಲಂತಿ ಸಮಾಚಾರಗಳಾಗಿದ್ದು ಎಲ್ಲರಿಗೂ ಸೂಕ್ತ ನಮಸ್ಕಾರಗಳನ್ನು ತಿಳಿಸಬೇಕಾಗಿ ಪ್ರಾರ್ಥನೆ.

ಇಂತಿ ತಮ್ಮ ವಿಧೇಯ

ಶಿವಲಿಂಗಪ್ಪ

ಬೆಳಗಾಂ.

29.3.1919.

29-3-1919.

G. R. S. VI—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

GENERAL AND REVENUE SECRETARIAT

( )

, *the* 191 .

Date of issue..... 28/5/19

Signed by.....

Section 65

File No. 179-18

Serial No. 4

No. 9-6654 one

Endorsement

To

M. G. Sivalingappa
Son of Muruswarappa
Amballe
Yelandur Taluk

W.P. Refer to his petition
~~for Inspector~~

dt 9-1-19 ~~soliciting or~~ ~~complaint~~ requesting Sanction to lodge a complaint against the Amildar of Yelandur. The complaint-petition submitted by him is herewith returned as requested by him in his statement before the Amildar on 29-3-

over.

B. O

D.M.
4/5
for Chief

8/6/5 Asst 15